

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 625**  
95TH GENERAL ASSEMBLY

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Reported from the Committee on Health, Mental Health, Seniors and Families, February 25, 2010, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

3090S.02C

TERRY L. SPIELER, Secretary.

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**AN ACT**

To amend chapter 208, RSMo, by adding thereto one new section relating to child care subsidies.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 208, RSMo, is amended by adding thereto one new  
2 section, to be known as section 208.046, to read as follows:

**208.046. 1. The children's division shall promulgate rules to  
2 become effective no later than July 1, 2011, to modify the income  
3 eligibility criteria for any person receiving state-funded child care  
4 assistance under this chapter, either through vouchers or direct  
5 reimbursement to child care providers, as follows:**

6 (1) Child care recipients eligible under this chapter and the  
7 criteria set forth in 13 CSR 35-32.010, may pay a fee based on adjusted  
8 gross income and family size unit based on a child care sliding fee scale  
9 established by the children's division, which shall be subject to  
10 appropriations. However, a person receiving state-funded child care  
11 assistance under this chapter and whose income surpasses the annual  
12 appropriation level may continue to receive reduced subsidy benefits  
13 on a scale established by the children's division, at which time such  
14 person will have assumed the full cost of the maximum base child care  
15 subsidy rate established by the children's division and shall be no  
16 longer eligible for child care subsidy benefits;

17 (2) The sliding scale fee may be waived for children with special  
18 needs as established by the division; and

19 (3) The maximum payment by the division shall be the applicable  
20 rate minus the applicable fee.

21           2. For purposes of this section, "annual appropriation level" shall  
22 mean the percentage of the federal poverty level for the applicable  
23 family size necessary to be eligible for the subsidy under this section  
24 as determined by annual appropriation.

25           3. Any rule or portion of a rule, as that term is defined in section  
26 536.010, that is created under the authority delegated in this section  
27 shall become effective only if it complies with and is subject to all of  
28 the provisions of chapter 536, and, if applicable, section 536.028. This  
29 section and chapter 536, are nonseverable and if any of the powers  
30 vested with the general assembly pursuant to chapter 536, to review, to  
31 delay the effective date, or to disapprove and annul a rule are  
32 subsequently held unconstitutional, then the grant of rulemaking  
33 authority and any rule proposed or adopted after August 28, 2010, shall  
34 be invalid and void.

✓

Bill

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